



[9111-14]

## DEPARTMENT OF HOMELAND SECURITY

### U.S. Customs and Border Protection

[1651-0055]

#### Agency Information Collection Activities:

#### Harbor Maintenance Fee

**AGENCY:** U.S. Customs and Border Protection, Department of Homeland Security.

**ACTION:** 60-Day Notice and request for comments; extension of an existing collection of information.

**SUMMARY:** U.S. Customs and Border Protection (CBP) of the Department of Homeland Security will be submitting the following information collection request to the Office of Management and Budget (OMB) for review and approval in accordance with the Paperwork Reduction Act: Harbor Maintenance Fee. CBP is proposing that this information collection be extended with no change to the burden hours or to the information collected. This document is published to obtain comments from the public and affected agencies.

**DATES:** Written comments should be received on or before [INSERT DATE 60 DAYS AFTER THE DATE OF PUBLICATION IN THE FEDERAL REGISTER] to be assured of consideration.

**ADDRESSES:** Direct all written comments to U.S. Customs and Border Protection, Attn: Tracey Denning, Regulations and Rulings, Office of International Trade, 90 K Street, NE, 10<sup>th</sup> Floor, Washington, D.C. 20229-1177.

**FOR FURTHER INFORMATION CONTACT:** Requests for additional information should be directed to Tracey Denning, U.S. Customs and Border Protection, Regulations and Rulings, Office of International Trade, 90 K Street, NE 10<sup>th</sup> Floor, Washington, D.C. 20229-1177, at 202-325-0265.

**SUPPLEMENTARY INFORMATION:** CBP invites the general public and other Federal agencies to comment on proposed and/or continuing information collections pursuant to the Paperwork Reduction Act of 1995 (Pub. L. 104-13; 44 U.S.C. 3507). The comments should address: (a) Whether the collection of information is necessary for the proper performance of the functions of the agency, including whether the information shall have practical utility; (b) the accuracy of the agency's estimates of the burden of the collection of information; (c) ways to enhance the quality, utility, and clarity of the information to be collected; (d) ways to minimize the burden including the use of automated collection techniques or the use of other forms of information technology; and (e) the annual cost burden to respondents or record keepers from the collection of information (total capital/startup costs and operations and maintenance costs). The comments that are submitted will be summarized and included in the CBP request for OMB approval. All comments will become a matter of public record. In this document, CBP is soliciting comments concerning the following information collection:

**Title:** Harbor Maintenance Fee

**OMB Number:** 1651-0055

**Form Number:** Forms 349 and 350

**Abstract:** The Harbor Maintenance Fee (HMF) and Trust Fund is used for the operation and maintenance of certain U.S. channels and harbors by the Army Corps of

Engineers. U.S. Customs and Border Protection (CBP) is required to collect the HMF from importers, domestic shippers, and passenger vessel operators using federal navigation projects. Commercial cargo loaded on or unloaded from a commercial vessel is subject to a port use fee of 0.125 percent of its value if the loading or unloading occurs at a port that has been designated by the Army Corps of Engineers. The HMF also applies to the total ticket value of embarking and disembarking passengers and on cargo admissions into a Foreign Trade Zone (FTZ).

CBP Form 349, *Harbor Maintenance Fee Quarterly Summary Report*, and CBP Form 350, *Harbor Maintenance Fee Amended Quarterly Summary Report* are completed by domestic shippers, foreign trade zone applicants, and passenger vessel operators and submitted with payment to CBP. CBP proposes to amend Form 349 to add the respondent's email address and fax number.

CBP uses the information collected on CBP Forms 349 and 350 to verify that the fee collected is timely and accurately submitted. These forms are authorized by the Water Resources Development Act of 1986 (26 U.S.C. 4461, et seq.) and provided for by 19 CFR 24.24, which also includes the list of designated ports. CBP Forms 349 and 350 are accessible at <http://www.cbp.gov/newsroom/publications/forms> or they may be completed and filed electronically at [www.pay.gov](http://www.pay.gov).

**Current Actions:** CBP proposes to extend the expiration date of this information collection with no change to the burden hours or to Forms 349 and 350.

**Type of Review:** Extension (without change)

**Affected Public:** Businesses

**CBP Form 349:**

**Estimated Number of Respondents: 560**

**Estimated Number of Total Annual Responses: 2,240**

**Estimated Time per Response: 30 minutes**

**Estimated Total Annual Burden Hours: 1,120**

**CBP Form 350:**

**Estimated Number of Respondents: 15**

**Estimated Number of Total Annual Responses: 60**

**Estimated Time per Response: 30 minutes**

**Estimated Total Annual Burden Hours: 30**

**Recordkeeping:**

**Estimated Number of Respondents: 575**

**Estimated Number of Total Annual Responses: 575**

**Estimated Time per Response: 10 minutes**

**Estimated Total Annual Burden Hours: 96**

Dated: November 10, 2014,

Tracey Denning,

Agency Clearance Officer,

U.S. Customs and Border Protection.

